



Journal of the House

State of Indiana

119th General Assembly

First Regular Session

Tenth Day

Monday Afternoon

January 26, 2015

The invocation was offered by Minister Mike Bartlett of Westport Christian Church in Westport, a guest of Representative Randall L. Frye.

The House convened at 1:30 p.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Clyde Kersey.

The Speaker ordered the roll of the House to be called:

Arnold	Klinker
Austin	Koch
Aylesworth	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard
Bauer	Lucas
Behning	Macer
Beumer	Mahan
Borders	Mayfield
Braun	McMillin
C. Brown	McNamara
T. Brown	D. Miller
Burton	Moed
Carbaugh	Morris
Cherry	Morrison
Clere	Moseley
Cook	Negele
Cox	Niezgodski
Culver	Nisly
Davisson	Ober
DeLaney	Olthoff
Dermody	Pelath
DeVon	Pierce
Dvorak	Porter
Eberhart	Price
Errington	Pryor
Fine	Rhoads
Forestal	Richardson
Friend	Riecken
Frizzell	Saunders
Frye	Schaibley
GiaQuinta	Shackleford
Goodin	Slager
Gutwein	Smaltz
Hale	M. Smith
Hamm	V. Smith
Harman	Soliday
Harris	Speedy
Heaton	Stemler
Huston	Steuerwald
Judy	Sullivan
Karickhoff	Summers
Kersey	Thompson
Kirchhofer	Torr

Truitt
Ubelhor
VanNatter
Washburne
Wesco

Wolkins
Wright
Zent
Ziemke
Mr. Speaker

Roll Call 16: 100 present; 0 excused. The Speaker announced a quorum in attendance. [NOTE: □ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Tuesday, January 27, 2015, at 1:30 p.m.

FRIEND

The motion was adopted by a constitutional majority.

Representative C. Brown, who had been present is now excused.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1108, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 1, delete "IC 20-28-1-6.5" and insert "IC 20-18-2-3.5".

Page 1, line 3, delete "6.5." and insert "3.5".

Page 1, after line 15, begin a new paragraph and insert:

"SECTION 2. IC 20-20-1-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13. If an education service center offers inservice training or other teacher training programs, the education service center may offer courses for teachers on dyslexia screening and appropriate interventions, including courses relating to the Orton-Gillingham approach to reading instruction.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1108 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1263, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 4, delete "unused".

Page 1, line 5, after "cemetery" insert "**that are not known to be owned by any plot owner (as defined in IC 23-14-33-26)**".

(Reference is to HB 1263 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

PRICE, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

House Resolution 4

Representatives McNamara and Sullivan introduced House Resolution 4:

A HOUSE RESOLUTION recognizing the Evansville North High School girls golf team.

Whereas, The Evansville North High School girls golf team put together a two-day score of 646 to give the team a six-shot victory over second-place Martinsville at Prairie View Golf Club to win the school's first Indiana High School Athletic Association state girls golf championship title;

Whereas, The second-ranked Huskies were forced to play in terrible conditions, with the wind chill at 39 degrees by the time the final groups were finishing;

Whereas, Fourth-ranked Martinsville cut the lead to five shots after 12 holes but couldn't get any closer;

Whereas, The Evansville North High School team was led by junior Emma Kieffer with 154, who finished tied for seventh, sophomore Katelyn Le with 158, who tied for 15th, freshman Hadley Watts with 165, who tied for 24th, senior Kelsie Droste with 170, who tied for 33rd, and sophomore Brittany Skinner with 175, who was 47th;

Whereas, The Evansville North girls golf team played solidly leading up to the state finals by shooting a regional record 295 at Country Oaks in Montgomery as well as a 294 at Fendrich in Evansville, tied for the fifth-lowest score in sectional history;

Whereas, The people of Indiana take great pride in the many academic and extracurricular accomplishments of the high school students of their state; and

Whereas, Outstanding accomplishments such as this deserve special recognition: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives congratulates the Evansville North High School girls golf team on winning its first Indiana High School Athletic Association state girls golf championship title.

SECTION 2. That the Principal Clerk of the House of Representatives transmit copies of this resolution to the members of the girls golf team, coach Ken Wempe, athletic director Andrew Huff, and principal John Skinner.

The resolution was read a first time and adopted by voice vote.

House Resolution 5

Representative Pelath introduced House Resolution 5:

A HOUSE RESOLUTION memorializing Randall C. "Randy" Miller.

Whereas, Born on April 22, 1923, in Michigan City, Randall C. "Randy" Miller passed away on Sunday, January 4, 2015, at the age of 91;

Whereas, Randall graduated from Elston High School and later from Capital University in Columbus, Ohio;

Whereas, Randall served in the United States Navy in World War II and the Korean War;

Whereas, Randall met his future wife Lois (Langholz) while attending Capital University, and they were married on June 26, 1948;

Whereas, Randall and Lois located in Michigan City, where Randall opened Miller Tax Service, a successful accounting firm;

Whereas, Active in his community and local politics, Randall served two terms as mayor of Michigan City, 1964 to 1967 and again from 1971 to 1975;

Whereas, Although Randall accomplished many things during his terms in office, one of his proudest moments was when Life Magazine named Michigan City an All American City in 1966;

Whereas, In addition to his numerous accomplishments and accolades, Randall was presented with a Sagamore of the Wabash Award by Governor Otis Bowen and also served two successful terms on the Michigan City City Council;

Whereas, After his service to Michigan City was completed, Randall returned to Miller Tax Service and enjoyed many active years before retiring;

Whereas, Randall was a lifelong member of St. Paul Lutheran Church and a member of the Michigan City Exchange Club, but was also known as a skilled singer and an enthusiastic story teller; and

Whereas, Randall C. "Randy" Miller won and held the respect and confidence of all who knew him, he served his profession and his community faithfully and well, and he will be missed: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives mourns at the passing of this outstanding man and extends its heartfelt sympathy to his family.

SECTION 2. That the Principal Clerk of the House of Representatives transmit copies of this resolution to his wife, Lois, daughters, Melinda (Ron) Nagle and Amy (Derek) Nowatzki, son, Timothy Randall Miller, and grandchildren, Christian, Andrew, and Jenna Nowatzki and Justin Andres.

The resolution was read a first time and adopted by voice vote.

House Resolution 6

Representative Pelath introduced House Resolution 6:

A HOUSE RESOLUTION memorializing Burton "Bud" Ruby.

Whereas, Burton "Bud" Ruby passed away on Saturday, December 27, 2014, at the age of 95;

Whereas, Born October 27, 1919, in Chicago, Illinois, Burton Ruby had a business career in the apparel industry that spanned five decades;

Whereas, Burton Ruby served in the military during World War II as an infantryman in the European Theatre;

Whereas, Burton Ruby went ashore on Utah Beach in France on June 7, 1944, and fought through all five major European campaigns;

Whereas, Burton's bravery under fire earned him the Bronze Star, the Presidential Unit Citation with an Oak Leaf Cluster, and the French Legion of Honor, receiving this high honor in France on the 60th anniversary of D-Day;

Whereas, Upon his discharge from the military, Burton joined Jaymar-Ruby, the company that his father, Jack M.

Ruby, founded in Chicago in 1916 to produce overalls;

Whereas, Jaymar-Ruby was moved to Michigan City in 1922, where Burton began learning the company from the ground up, serving as plant superintendent, vice president, executive vice president, president, and chief executive officer, and, in 1981, was elected chairman;

Whereas, A friend of education throughout his life, Burton Ruby recognized the importance of education and how it made a difference in people's lives;

Whereas, Burton Ruby was a contributor to Purdue North Central and was an original member of the Chancellor's Advisory Board;

Whereas, Always active in his community, Burton Ruby was involved with several organizations, including the Duneland Health Council, Michigan City Rotary Club, Memorial Hospital of Michigan City, Nixon Newspapers, Horizon Bancorp, Unity Foundation of LaPorte County, and the advisory board of Purdue University North Central;

Whereas, During his career, Burton Ruby received many awards and recognitions, including the Sagamore of the Wabash presented to him by Governor Robert Orr in 1985, Paul Harris Fellow of Rotary International, Ambassador-at-Large by the Michigan City Area Chamber of Commerce, and "Distinguished Citizens Award," from the LaSalle Council, Boy Scouts of America;

Whereas, Burton Ruby was also the recipient of the B'nai B'rith Human Relations Brotherhood Award from the National Council of Christians and Jews, was named to the Apparel Industry's Hall of Fame, and in 2009, was named to the Northwest Indiana Business and Industry Hall of Fame;

Whereas, Burton Ruby also had several awards named in his honor, including the Burton B. Ruby Community Service Award through Horizon Bank and the Bud Ruby Award through United Way;

Whereas, Burton Ruby was an active and devoted member of Sinai Temple for more than 75 years, serving as trustee and past president and continuing to serve as Chairman Emeritus of Sinai Temple's Endowment Board of Trustees until his death; and

Whereas, Burton "Bud" Ruby spent decades making a difference in his community through business, economic development, and community service, and his passing will be felt throughout the city and the state by the countless number of people whose lives he touched in such a positive way: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives expresses its sincere condolences to the family of Burton "Bud" Ruby and appreciates his many accomplishments and contributions to his community, his state, and his country.

SECTION 2. That the Principal Clerk of the House of Representatives transmit copies of this resolution to his wife, June, and children, Pamela, Kirk, Julie, John, Tom, and Pat.

The resolution was read a first time and adopted by voice vote.

House Resolution 7

Representative Bartlett introduced House Resolution 7:

A HOUSE RESOLUTION urging the legislative council to assign to an appropriate study committee the topic of the causes of violence and violent crime in Indiana.

Whereas, Violence and violent crime continue to negatively affect the people of Indiana; and

Whereas, An understanding of the root causes of violence and violent crime will require the input of numerous and varied stakeholders, including educators, law enforcement officers, mental health professionals, prosecutors, religious leaders, community health officials, neighborhood leaders, economists, nutritionists, criminologists, members of the judiciary, and parents: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the legislative council is urged to assign to an appropriate study committee the topic of the causes of violence and violent crime in Indiana and to develop solutions.

The resolution was read a first time and adopted by voice vote.

House Concurrent Resolution 11

Representatives Klinker and Truitt introduced House Concurrent Resolution 11:

Whereas, The Indianapolis Motor Speedway is the Racing Capital of the World and annually hosts the world's largest one-day sporting event;

Whereas, The Indianapolis 500's prerace ceremonies have included the Parade of Bands Pageant since its 1922 debut that was directed by W. S. Mitchell, director of the Indianapolis Military Band;

Whereas, The first Parade of Bands captured headlines across the country, including an article in The New York Times;

Whereas, Some 178,000 musicians from alumni, community, fraternal, industrial, military, professional, high school, and university bands have taken approximately 961 million steps around the World's Greatest Racetrack, many of whom became lifelong race fans;

Whereas, The showmanship of bands from across the country, including the unique sounds of the Holland (Michigan) High School Marching Band performing in wooden shoes, the precision of the United States Marine Corps Band, and the dynamically enthusiastic Purdue University All-American Marching Band, adds to the kaleidoscope of sound, color, and emotion of race day;

Whereas, Today, high school and university band members showcase their talents that add to the excitement, tradition, and pageantry of the Indianapolis 500 in the Parade of Bands that is produced by Purdue University Professor Jay S. Gephart, Al G. Wright Chair of University Bands; and

Whereas, On Sunday, May 24, 2015, the 90th consecutive Parade of Bands will step off around the Indianapolis Motor Speedway before the running of the 99th Indianapolis 500: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly applauds and commends the Indianapolis Motor Speedway and the Purdue University bands and orchestras for making the Parade of Bands part of the Indianapolis 500 prerace ceremonies and providing opportunities for thousands of musicians to participate in an international event.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the Indianapolis Motor Speedway and Professor Jay S. Gephart, Al G. Wright Chair of University Bands.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Alting.

House Concurrent Resolution 12

Representatives Niezgodski, DeVon, Dvorak and Harman introduced House Concurrent Resolution 12:

Whereas, Senior Softball Little League is for girls ages 14 through 16;

Whereas, The District 11 All-Stars were victorious in the Central Regional Tournament in South Bend defeating the Ohio State Champs 2 - 0 to advance to the Senior Softball Little League World Series in Lower Sussex, Delaware;

Whereas, The District 11 All-Stars have won the Central Regional Tournament every year since 2006 to advance to the Senior Softball Little League World Series;

Whereas, During the World Series, the District 11 All-Stars represented the Central Region and faced teams from Puerto Rico, Poland, Pennsylvania, Texas, Delaware, and Montana;

Whereas, The team allowed only three teams to score against them in both tournaments, while outscoring their opponents 86 to 7;

Whereas, In a game aired on ESPN, the District 11 All-Stars defeated the West team from Missoula, Montana by a score of 5 - 0 to win the World Series Championship;

Whereas, Dedicated to perfection through hard work, the District 11 All-Stars committed only three errors during the Senior Softball Little League World Series; and

Whereas, Through dedication and hard work, the District 11 All Stars became the 2014 Senior Softball Little League World Champions for a second consecutive year: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly wishes to congratulate the 2014 Senior Softball Little League World Champion team and to wish them continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to team members Katlynn Sopczynski, Nichole Kirkpatrick, Megan Riba, Sydney Swartz, Mackenzie Shields, Makenzie Kazmierczak, Alyssa Gutierrez, Alexis Riley, Ashton Woods, Taylor Meehan, Madeline Logsdon, Megan Bonk, Jordyn Westphal, Ashlyn Kopinski, Dezaray Watts, and Melissa Hicks, and team coaches Derek Hicks, Matt Kirkpatrick, and Doug Kazmierczak.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Broden.

HOUSE BILLS ON SECOND READING

House Bill 1025

Representative Frye called down House Bill 1025 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1053

Representative Ober called down House Bill 1053 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1101

Representative Koch called down House Bill 1101 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1109

Representative Burton called down House Bill 1109 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1138

Representative Richardson called down House Bill 1138 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1141

Representative Richardson called down House Bill 1141 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1150

Representative Macer called down House Bill 1150 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1157

Representative Bacon called down House Bill 1157 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Friend.

House Bill 1159

Representative Judy called down House Bill 1159 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1159-1)

Mr. Speaker: I move that House Bill 1159 be amended to read as follows:

Page 2, after line 29, begin a new paragraph and insert:

"Sec. 10. Any policy adopted under section 5 of this chapter may not:

(1) apply to or abrogate a collectively bargained agreement in effect before the adoption of the policy; or

(2) interfere with an employer's obligations under the federal National Labor Relations Act or the federal Uniformed Services Employment and Reemployment Act (38 U.S.C. 4301 et seq.)."

(Reference is to HB 1159 as printed January 20, 2015.)

JUDY

Motion prevailed. The bill was ordered engrossed.

House Bill 1216

Representative Truitt called down House Bill 1216 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1216-1)

Mr. Speaker: I move that House Bill 1216 be amended to read as follows:

Page 2, line 15, delete "prepare" and insert "**provide**".

Page 2, line 32, delete "prepare" and insert "**provide**".

(Reference is to HB 1216 as printed January 23, 2015.)

TRUITT

Motion prevailed. The bill was ordered engrossed.

House Bill 1236

Representative Slager called down House Bill 1236 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1282

Representative Frizzell called down House Bill 1282 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1305

Representative McMillin called down House Bill 1305 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1305-1)

Mr. Speaker: I move that House Bill 1305 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-21-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. A person may not drive a motor vehicle at a slow speed that impedes or blocks the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or in compliance with the law. A person who is driving:

- (1) on a roadway that has not more than one (1) lane of traffic in each direction; and
- (2) at a slow speed so that three (3) or more other vehicles are blocked and cannot pass on the left around the vehicle;

shall give right-of-way to the other vehicles by pulling off to the right of the right lane at the earliest reasonable opportunity and allowing the blocked vehicles to pass.

SECTION 2. IC 9-21-5-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. (a) A vehicle that travels at a speed less than the established maximum shall travel in the right lanes to provide for better flow of traffic on the interstate highways.

(b) This subsection applies to the operation of a vehicle:

- (1) on a roadway that has two (2) or more lanes of traffic in each direction; and
- (2) in the left most lane, other than a lane designated for high occupancy vehicles.

Except as provided in subsection (c), a person who knows, or should reasonably know, that another vehicle is overtaking from the rear the vehicle that the person is operating may not continue to operate the vehicle in the left most lane.

(c) Subsection (b) does not apply:

- (1) when traffic conditions or congestion make it necessary to operate a vehicle in the left most lane;
- (2) when inclement weather, obstructions, or hazards make it necessary to operate a vehicle in the left most lane;
- (3) when compliance with a law, a regulation, an ordinance, or a traffic control device makes it necessary to operate a vehicle in the left most lane;
- (4) when exiting a roadway or turning to the left;
- (5) when paying a toll or user fee at a toll collection facility;
- (6) to an authorized emergency vehicle operated in the course of duty; or
- (7) to vehicles operated or used in the course of highway maintenance or construction."

Renumber all SECTIONS consecutively.

(Reference is to HB 1305 as printed January 23, 2015.)

OBER

Motion prevailed. The bill was ordered engrossed.

House Bill 1307

Representative Fine called down House Bill 1307 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1318

Representative Koch called down House Bill 1318 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1318-1)

Mr. Speaker: I move that House Bill 1318 be amended to read as follows:

Page 3, delete lines 20 through 42, begin a new paragraph and insert:

"SECTION 2. IC 8-1-2-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) Every public utility, ~~and every communications service provider~~, every municipality, and every person, association, limited liability company, or corporation having tracks, conduits, subways, poles, or other equipment on, over, or under any street or highway shall for a reasonable compensation, permit the use of the same by any other public utility ~~or communications service provider~~ or by a municipality owning or operating a utility, whenever public convenience and necessity require such use, and such use will not result in irreparable injury to the owner or other users of such equipment, nor in any substantial detriment to the service to be rendered by such owners or other users. ~~Every public utility for the conveyance of telephone messages shall permit a physical connection or connections to be made; and telephone service to be furnished; before any telephone system operated by it; and the telephone toll line operated by another such public utility or between its toll line and the telephone system of another such public utility; or between its toll line and the toll line of another such public utility; or between its telephone system and the telephone system of another such public utility; whenever public convenience and necessity require such physical connection or connections and such physical connection or connections will not result in irreparable injury to the owner or other users of the facilities of such public utilities; nor in any substantial detriment to the service to be rendered by such public utilities. If any prospective consumers or patrons of any public utility for the production, transmission, delivery, or furnishing of light or power, living in territory outside of cities and towns, and within not to exceed one-half (1/2) mile of the transmission line of such utility, shall agree to and shall construct and install the necessary equipment, in compliance with plans and specifications prescribed by such utility, such public utility shall permit the necessary physical connection or connections to be made and service to be furnished to the person or persons who have constructed and installed such equipment. The term "physical connection", as used in this section, shall mean such number of trunk lines or complete wire circuits and connections as may be required to furnish reasonably adequate telephone service between such public utilities.~~

(b) In case of failure to agree upon such use or the terms and conditions or compensations for such use, ~~or in case of failure to agree upon such physical connection or connections; or the terms and conditions upon which the same shall be made;~~ any public utility or any person, association, limited liability company, or corporation interested may apply to the commission and if after investigation the commission shall ascertain that public convenience and necessity require such use, ~~or such physical connections;~~ and that such use ~~or such physical connection or connections~~ would not result in irreparable injury to the owner or other users of such equipment or the facilities of such public utilities, nor in any substantial detriment to the service to be rendered by such owner or other public utilities or other users of such equipment or facilities, it shall by order

direct that such use be permitted and prescribe reasonable conditions and compensations for such joint use. ~~and that such physical connection or connections be made and determine how and within what time such connection or connections shall be made; and by whom the expense of making and maintaining such connection or connections shall be paid.~~

(c) Such use so ordered shall be permitted, ~~and such physical connection or connections so ordered shall be made and such conditions and compensation so prescribed for such use and such terms and conditions upon which such physical connection or connections shall be made; as so determined; shall be lawful conditions and compensations for such use; and the lawful terms and conditions upon which such physical connection or connections shall be made;~~ to be observed, followed, and paid, subject to recourse to the courts upon the complaint of any interested party as provided in sections 73 and 74 of this chapter and IC 8-1-3, and such statute so far as applicable shall apply to any action arising on such complaint so made. Any such order of the commission may be from time to time revised by the commission upon application of any interested party or upon its own motion."

Delete page 4.

Page 5, delete lines 1 through 32.

Page 9, delete lines 12 through 13.

Page 9, line 14, delete "18." and insert "17."

Page 9, line 21, delete "19." and insert "18."

Page 9, line 32, delete "20." and insert "19."

Page 9, line 34, delete "19" and insert "18".

Page 10, line 34, delete "21." and insert "20."

Page 10, line 37, delete "19" and insert "18".

Page 11, line 28, delete "22." and insert "21."

Page 11, line 30, delete "19" and insert "18".

Page 12, line 25, delete "23." and insert "22."

Page 12, line 25, delete "20, 21, or 22" and insert "19, 20, or 21".

Page 12, line 34, delete "20, 21, or 22" and insert "19, 20, or 21".

Page 12, line 36, delete "24." and insert "23."

Page 12, line 39, delete "25." and insert "24."

Page 12, line 42, delete "26." and insert "25."

Page 13, line 6, delete "27." and insert "26."

Renumber all SECTIONS consecutively.

(Reference is to HB 1318 as printed January 23, 2015.)

KOCH

Motion prevailed. The bill was ordered engrossed.

House Bill 1362

Representative Sullivan called down House Bill 1362 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1362-1)

Mr. Speaker: I move that House Bill 1362 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-14-2-1, AS AMENDED BY P.L.53-2014, SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. The commissioner shall do the following:

(1) Administer and enforce:

(A) this title and other statutes concerning the bureau; and

(B) the policies and procedures of the bureau.

(2) Organize the bureau in the manner necessary to carry out the duties of the bureau.

(3) Submit budget proposals for the bureau to the budget director before September 1 of each year.

(4) Perform other duties as required by the bureau.

(5) Not later than August 1 of each year, prepare for the interim study committee on roads and transportation a report that includes updates on the following:

(A) Significant policy changes, including changes in:

(i) implementation; and

(ii) **the costs to the bureau resulting from the amendment to IC 9-18-2-47(a), effective July 1, 2015, concerning the cycle for the issuance and replacement of license plates, and how any savings achieved are being used in the administration of the bureau.**

(B) Contracts with third parties for performance of department responsibilities and functions.

(C) Projects or other undertakings required by law.

(D) Any other information requested by the study committee.

The report must be submitted in an electronic format under IC 5-14-6."

Renumber all SECTIONS consecutively.

(Reference is to HB 1362 as printed January 23, 2015.)

FORESTAL

Upon request of Representatives Pelath and Porter, the Speaker ordered the roll of the House to be called. Roll Call 17: yeas 30, nays 67. Motion failed.

HOUSE MOTION (Amendment 1362-2)

Mr. Speaker: I move that House Bill 1362 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-14-2-1, AS AMENDED BY P.L.53-2014, SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. The commissioner shall do the following:

(1) Administer and enforce:

(A) this title and other statutes concerning the bureau; and

(B) the policies and procedures of the bureau.

(2) Organize the bureau in the manner necessary to carry out the duties of the bureau.

(3) Submit budget proposals for the bureau to the budget director before September 1 of each year.

(4) Perform other duties as required by the bureau.

(5) Not later than August 1 of each year, prepare for the interim study committee on roads and transportation a report that includes updates on the following:

(A) Significant policy changes, including changes in:

(i) implementation; and

(ii) **the cost difference or savings resulting from the cessation of the contract with the department of correction to manufacture license plates in accordance with IC 11-10-6-2(a), and how any savings achieved are being used in the administration of the bureau.**

(B) Contracts with third parties for performance of department responsibilities and functions, **including the manufacture of license plates.**

(C) Projects or other undertakings required by law.

(D) Any other information requested by the study committee.

The report must be submitted in an electronic format under IC 5-14-6."

Renumber all SECTIONS consecutively.

(Reference is to HB 1362 as printed January 23, 2015.)

FORESTAL

Upon request of Representatives Pelath and Porter, the Speaker ordered the roll of the House to be called. Roll Call 18: yeas 29, nays 68. Motion failed. The bill was ordered engrossed.

The Speaker Pro Tempore yielded the gavel to the Speaker.

House Bill 1434

Representative Mahan called down House Bill 1434 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1434-1)

Mr. Speaker: I move that House Bill 1434 be amended to read as follows:

Page 5, line 18, strike "or".

Page 5, line 38, after "history;" insert "or

(C) a background check by a consumer reporting agency regulated under 15 U.S.C. 1681 et seq. that does not include a written, an oral, or another communication of information concerning a person's creditworthiness, credit standing, or credit capacity but does include a:

(i) verification of the person's identity;

(ii) search of all names associated with the person;

(iii) search of the records maintained by all counties in Indiana in which the person who is the subject of the background check resided;

(iv) search of the records maintained by all counties or similar government units in another state, if the person who is the subject of the background check resided in another state;

(v) search of United States district court records from districts in which the person resided;

(vi) check of sex offender registries in every state or the national sex offender registry maintained by the United States Department of Justice; and

(vii) multistate criminal data base search;"

Page 6, line 14, delete "age;" and insert "age unless the check under this subdivision was conducted under subdivision (1)(C);".

Page 6, line 18, after "the" insert ":

(A) check under this subdivision was conducted under subdivision (1)(C); or

(B)".

(Reference is to HB 1434 as printed January 23, 2015.)

THOMPSON

Motion withdrawn.

HOUSE MOTION (Amendment 1434-2)

Mr. Speaker: I move that House Bill 1434 be amended to read as follows:

Page 10, between lines 34 and 35, begin a new paragraph and insert:

"SECTION 15. IC 31-25-2-25 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25. (a) The department must expend all money appropriated by the general assembly to the department for a particular state fiscal year or biennium. The money appropriated by the general assembly to the department is not subject to allotment under IC 4-12.**

(b) Notwithstanding any other law, the money appropriated by the general assembly to the department may not be transferred by the state board of finance or by the budget agency from the department to or for the use of any other agency, department, board, commission, or entity."

Renumber all SECTIONS consecutively.

(Reference is to HB 1434 as printed January 23, 2015.)

NIEZGODSKI

Upon request of Representatives Pelath and Lawson, the Speaker ordered the roll of the House to be called. Roll Call 19: yeas 29, nays 69. Motion failed. The bill was ordered engrossed.

House Bill 1454

Representative Eberhart called down House Bill 1454 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1466

Representative Carbaugh called down House Bill 1466 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1466-1)

Mr. Speaker: I move that House Bill 1466 be amended to read as follows:

Page 2, line 38, delete "members." and insert "**members attributable to service with the withdrawing participating entity."**

Page 2, line 40, delete "determined by the board".

Page 3, line 5, delete "benefit." insert "**benefit attributable to service with the withdrawing participating entity."**

Page 3, line 7, delete "determined by the board".

Page 3, line 22, delete "determined by the board".

Page 3, line 30, after "which" insert "**newly hired employees of"**

Page 3, line 33, after "which" insert "**newly hired employees of"**

Page 3, line 37, after "which" insert "**newly hired employees of"**

Page 3, line 40, after "which" insert "**newly hired employees of"**

Page 4, line 34, delete "members." and insert "**members attributable to service with the freezing participating entity. The board shall collaborate with the freezing participating entity by sharing the actuarial method and report."**

Page 4, line 36, delete "determined by the board".

Page 5, line 5, delete "determined by the board".

Page 5, line 7, delete ":",

Page 5, line 8, delete "(1)".

Page 5, line 9, delete "; or".

Page 5, delete lines 10 through 11.

Page 5, run in lines 7 through 12.

Page 5, line 15, after "entity." insert "**In addition, the freezing participating entity shall contribute to the fund the amount the board determines is necessary to fund fully the benefits attributable to service with the freezing participating entity that are vested or will become vested and are not expected to be fully funded through the continuing contributions under section 11 of this chapter during the duration of the members' employment with the freezing participating entity. The contribution by the freezing participating entity must made in a lump sum or in a series of payments."**

Page 6, line 17, delete "." and insert "**attributable to service with the withdrawing political subdivision."**

Page 6, line 25, delete "." and insert "**attributable to service with the withdrawing political subdivision."**

Page 7, line 19, after "which" insert "**newly hired employees of"**

Page 7, line 22, after "which" insert "**newly hired employees of"**

Page 7, line 26, after "which" insert "**newly hired employees of"**

Page 7, line 29, after "which" insert "**newly hired employees of"**

Page 8, line 17, delete "members." and insert "**members attributable to service with the freezing political subdivision. The board shall collaborate with the freezing political subdivision by sharing the actuarial method and report.**".

Page 8, line 19, delete "determined by the board".

Page 8, line 29, delete "determined by".

Page 8, line 30, delete "the board".

Page 8, line 31, delete ":".

Page 8, line 32, delete "(1)".

Page 8, line 33, delete "; or".

Page 8, delete lines 34 through 35.

Page 8, run in lines 31 through 36.

Page 8, line 39, after "subdivision." insert "**In addition, the freezing political subdivision shall contribute to the fund the amount the board determines is necessary to fund fully the benefits attributable to service with the freezing political subdivision that are vested or will become vested and are not anticipated to be fully funded through the continuing contributions under IC 5-10.2-2-11 during the duration of the members' employment with the freezing political subdivision. The contribution by the freezing participating entity must made in a lump sum or in a series of payments.**".

(Reference is to HB 1466 as printed January 23, 2015.)

CARBAUGH

Motion prevailed. The bill was ordered engrossed.

Representative Lehman is now excused.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1013

Representative Torr called down Engrossed House Bill 1013 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 20: yeas 88, nays 8. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Merritt.

Representative T. Brown is now excused.

Engrossed House Bill 1056

Representative Soliday called down Engrossed House Bill 1056 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 21: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Charbonneau.

Engrossed House Bill 1170

Representative Ubelhor called down Engrossed House Bill 1170 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 22: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Bassler.

Engrossed House Bill 1188

Representative V. Smith called down Engrossed House Bill 1188 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 23: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Kruse and Rogers.

Engrossed House Bill 1242

Representative Leonard called down Engrossed House Bill 1242 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 24: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Banks and Holdman.

Representative Speedy is now excused

Engrossed House Bill 1438

Representative DeVon called down Engrossed House Bill 1438 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 25: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Kruse.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representative Pelath be added as coauthor of House Bill 1010.

MCMILLIN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Pryor be added as coauthor of House Bill 1025.

FRYE R

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Bauer and DeVon be added as coauthors of House Bill 1045.

MORRISON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Harman be added as coauthor of House Bill 1076.

NISLY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Clere, Mayfield and Shackleford be added as coauthors of House Bill 1093.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representatives DeLaney, Schaibley and Cook be added as coauthors of House Bill 1108.

BURTON

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cherry be removed as 1ST author and Representative Schaibley be substituted therefor, Representative Schaibley be removed as coauthor and Representative Cherry be added as coauthor of House Bill 1125.

CHERRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cook be added as coauthor of House Bill 1176.

KARICKHOFF

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Karickhoff be added as coauthor of House Bill 1208.

ARNOLD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Wright, Klinker and Mahan be added as coauthors of House Bill 1216.

TRUITT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative M. Smith be added as coauthor of House Bill 1236.

SLAGER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cherry be removed as 1ST Author and Representative Negele be substituted therefor, Representative Negele be removed as coauthor and Representative Cherry added as coauthor of House Bill 1268.

CHERRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cook be added as coauthor of House Bill 1272.

HUSTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Porter be added as coauthor of House Bill 1282.

FRIZZELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Steuerwald and Pierce be added as coauthors of House Bill 1367.

UBELHOR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Morris be added as coauthor of House Bill 1420.

SPEEDY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Moed be added as coauthor of House Bill 1438.

DEVON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Goodin be added as coauthor of House Bill 1480.

HARMAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Karickhoff be added as coauthor of House Bill 1531.

DAVISSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Baird be added as coauthor of House Bill 1549.

LEHE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Lehman and Ober be added as coauthors of House Bill 1631.

MORRIS

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bill 100 and the same is herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolutions 8 and 10 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolution 9 and the same is herewith returned to the House.

JENNIFER L. MERTZ
Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Hamm, the House adjourned at 3:55 p.m., this twenty-sixth day of January, 2015, until Tuesday, January 27, 2015, at 1:30 p.m.

BRIAN C. BOSMA
Speaker of the House of Representatives

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives